

UNITED STATES OF AMERICA
NATIONAL LABOR RELATIONS BOARD
**CHARGE AGAINST LABOR ORGANIZATIONS
OR ITS AGENTS**

| DO NOT WRITE IN THIS SPACE | |
|----------------------------|-----------------------|
| Case 19-CB-10057 | Date Filed 4/12/10 |

INSTRUCTIONS: File an original with NLRB Regional Director for the region in which the alleged unfair labor practice occurred or is occurring.

| 1. LABOR ORGANIZATION OR ITS AGENTS AGAINST WHICH CHARGE IS BROUGHT | | | |
|--|---|--|----------------------|
| a. Name International Brotherhood of Electrical Workers Local 1547 | | b. Union Representative to contact Jay Quackenbush | |
| c. Address (Street, city, state, and ZIP code) 2000 Airport Way Fairbanks AK 99701-4012 | | d. Tel. No. (907)456-4248 | e. Cell No. () - |
| | | f. Fax No. () - | g. e-Mail |
| h. The above-named organization(s) or its agents has (have) engaged in and is (are) engaging in unfair labor practices within the meaning of section 8(b), subsection(s) (list subsections) (A), 8(b)(2) of the National Labor Relations Act, and these unfair labor practices are unfair practices affecting commerce within the meaning of the Act, or these unfair labor practices are unfair practices affecting commerce within the meaning of the Act and the Postal Reorganization Act. | | | |
| 2. Basis of the Charge (set forth a clear and concise statement of the facts constituting the alleged unfair labor practices) Since on or about (b) (6), (b) (7)(C) 2008, the Union colluded with the Employer, Chugach Alaska Services Inc. (CASI) a/k/a Chugach Electric Inc., aka CMSI in the Employer's rejection of (b) (6), (b) (7)(C) and (b) (6), (b) (7)(C) for work at the Employer's work site at Pump 1, Aleyeska Pipeline, Alaska in retaliation of (b) (6), (b) (7)(C) filing of an NLRB Charge against the Union in about late 2003, and in retaliation of (b) (6), (b) (7)(C) filing of State and Federal safety complaints and lawsuits and for other arbitrary and invidious reasons. The Union's collusion with the Employer was recently discovered in (b) (6), (b) (7)(C) 2010 as a result of reports provided to (b) (6), (b) (7)(C) from the State of Alaska Department of Labor and Workforce Development and the U.S. Department of Labor -OSHA. | | | |
| 3. Name of Employer Chugach Alaska Services Inc. (CASI) a/k/a Chugach Electric Inc., a/k/a CMSI | | 4a. Tel. No. (907)261-0402 | b. Cell No. () - |
| | | c. Fax No. (907)261-8881 | d. e-Mail |
| 5. Location of plant involved (street, city, state and ZIP code) 3800 Center Point Drive, Suite 601 Anchorage AK 99503- | | 6. Employer representative to contact James McCanna | |
| 7. Type of establishment (factory, mine, wholesaler, etc.) Electrical Contractor | 8. Identify principal product or service Electrical Services | 9. Number of workers employed 50+ | |
| 10. Full name of party filing charge (b) (6), (b) (7)(C) | | 11a. Tel. No. (b) (6), (b) (7)(C) | b. Cell No. () - |
| | | c. Fax No. () - | d. e-Mail |
| 11. Address of party filing charge (street, city, state and ZIP code.) (b) (6), (b) (7)(C) | | OH 45-673 | |
| I declare (b) (6), (b) (7)(C) represents the (b) (6), (b) (7)(C) | | Tel. No. (b) (6), (b) (7)(C) | |
| By (b) (6), (b) (7)(C) (signature) | | Cell No. () - | |
| | | Fax No. () - | |
| Address (b) (6), (b) (7)(C) (b) (6), (b) (7)(C) (b) (6), (b) (7)(C) (date) / / | | e-Mail | |

WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)
19-2010-0421
PRIVACY ACT STATEMENT

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing unfair labor practice and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information will cause the NLRB to decline to invoke its processes.



United States Government
NATIONAL LABOR RELATIONS BOARD
Region 19
2948 Jackson Federal Building
915 Second Avenue
Seattle, Washington 98174-1078

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Toll Free: 1-866-667-6572
Facsimile: (206) 220-6305
Agency Web Site: www.nlrb.gov

August 31, 2010

(b) (6), (b) (7)(C)

Re: **IBEW Local 1547**
(Chugach Alaska Services, Inc. (CASI)
a/k/a Chugach Electric Inc. a/k/a CMSI)
Case 19-CB-10057

Dear (b) (6), (b) (7)(C):

The Region has carefully investigated and considered your charge against **IBEW Local 1547 (Chugach Alaska Services, Inc. (CASI) a/k/a Chugach Electric Inc. a/k/a CMSI)** alleging violations under Section 8 of the National Labor Relations Act.

Decision to Dismiss: Based on that investigation, I have concluded that further proceedings are not warranted, and I am dismissing your charge inasmuch as there is insufficient evidence to establish that the Union has violated the Act in any manner encompassed by the allegations of the charge. I am, therefore, refusing to issue a Complaint in this matter.

Means of Filing: An appeal may be filed electronically, by mail, or by delivery service. Filing an appeal electronically is preferred but not required. The appeal MAY NOT be filed by fax. To file an appeal electronically, go to the Agency's Website at www.nlrb.gov, select **E-GOV**, click on **E-FILING** and follow the detailed instructions. To file an appeal by mail or delivery service, address the appeal to the Acting General Counsel at the National Labor Relations Board, Attn: Office of Appeals, 1099 14th Street NW, Washington, DC 20570-0001. Unless filed electronically, a copy of the appeal should also be sent to me.

Appeal Due Date and Time: The appeal is due on **September 14, 2010**. If you file the appeal electronically, it will be considered timely filed if the transmission of the entire document through the Agency's website is accomplished **no later than 11:59 p.m. Eastern Time** on the due date. The responsibility for the receipt of the appeal rests exclusively with the sender. A failure to timely file an appeal electronically will not be excused on the basis of a claim that transmission could not be accomplished because the receiving machine was off-line or unavailable, the sending machine malfunctioned, or for any other electronic-related reason.

If you mail the appeal or send it by a delivery service, it must be received by the Acting General Counsel in Washington D.C. by the close of business at 5:00 p.m. Eastern Time or be postmarked or given to the delivery service no later than **September 13, 2010**.

Extension of Time to File Appeal: Upon good cause shown, the Acting General Counsel may grant you an extension of time to file the appeal. A request for an extension of time may be filed electronically, by fax, by mail, or by delivery service. To file electronically, go to www.nlrb.gov, select **E-GOV**, click on **E-FILING**, and follow the detailed instructions. The fax number is (202) 273-4283. A request for an extension of time to file an appeal **must be received on or before the original appeal due date**. A request for an extension of time that is mailed or given to the delivery service and is postmarked or delivered to the service before the appeal due date but received after the appeal due date will be rejected as untimely. Unless filed electronically, a copy of any request for extension of time should be sent to me.

Confidentiality/Privilege: Please be advised that we cannot accept any limitations on the use of any appeal statement or evidence in support thereof provided to the Agency. Thus, any claim of confidentiality or privilege cannot be honored, except as provided by the FOIA, 5 U.S.C. § 552, and any appeal statement may be subject

to discretionary disclosure to a party upon request during the processing of the appeal. In the event the appeal is sustained, any statement or material submitted may be subject to introduction as evidence at any hearing that may be held before an administrative law judge. Because we are required by the Federal Records Act to keep copies of documents used in our case handling for some period of years after a case closes, we may be required by the FOIA to disclose such records upon request, absent some applicable exemption such as those that protect confidential source, commercial/financial information or personal privacy interests (e.g., FOIA Exemptions 4, 6, 7(C) and 7(D), 5 U.S.C. § 552(b)(4), (6), (7)(C), and 7(D)). Accordingly, we will not honor any requests to place limitations on our use of appeal statements or supporting evidence beyond those prescribed by the foregoing laws, regulations, and policies.

Notice to Other Parties of Appeal: You should notify the other party(ies) to the case that an appeal has been filed. Therefore, at the time the appeal is sent to the Acting General Counsel, please complete the enclosed Appeal Form (NLRB-4767) and send one copy of the form to all parties whose names and addresses are set forth in this letter.

Very truly yours,



Richard L. Ahearn
Regional Director

Enclosures/cal

cc: National Labor Relations Board
Attn: Office of Appeals
1099 - 14th St NW
Washington, D.C. 20570

Mr. James McCanna
Chugach Alaska Services Inc. (CASI)
a/k/a Chugach Electric Inc., a/k/a CMSI
3800 Center Point Dr, Suite 601
Anchorage, AK 99503

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(b) (6), (b) (7)(C)

IBEW Local 1547
2000 Airport Way
Fairbanks, AK 99701-4012